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25 Attorneys for Defendants VECTOR MARIETING CORPORATION

26 **UNITED STATES DISTRICT COURT**

27 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

28 ALICIA HARRIS, as an individual and on
behalf of all others similarly situated,

Case No.: CV 08 5198 EMC

Plaintiffs,
vs.

**JOINT STIPULATION RE: STAY OF
PRODUCTION OF PLAINTIFF'S
EMPLOYMENT RECORDS PENDING
DISPOSITION OF PLAINTIFF'S
MOTIONS TO QUASH SUBPOENAS AND
SHORTENING TIME ON SAID
MOTIONS; [PROPOSED] ORDER**

VECTOR MARKETING CORPORATION, a
Pennsylvania corporation; and DOES 1 through
20, inclusive,

Defendants.

Assigned to the Hon. Edward M. Chen,
Courtroom C

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2 **ADDITIONAL PLAINTIFF'S COUNSEL**

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1 Plaintiff Alicia Harris (“Plaintiff”) and Defendant Vector Marketing Corp.
2 (“Defendant”) (collectively, the “Parties”), by and through their counsel of record, hereby
3 stipulate and agree as follows:

4 WHEREAS, Defendant served subpoenas upon Radio Shack Corporation, Macy’s Inc.,
5 and Pinkberry Inc. seeking production of Plaintiff’s employment records (“Employment Records
6 Subpoenas”).

7 WHEREAS, Plaintiff intends to promptly file Motions to Quash said Employment
8 Records Subpoenas.

9 WHEREAS, the filing of the Motions to Quash does not preclude compliance with
10 Defendant’s validly issued Employment Records Subpoenas.

11 WHEREAS, the Court’s disposition of Plaintiff’s Motions to Quash could affect the
12 scope production and the third parties’ obligations to comply with the Employment Records
13 Subpoena.

14 WHEREAS, the certification briefings are set to be filed in September 2010, and the
15 production of Plaintiff’s employment records may be relevant to the claims and defenses
16 addressed in the Parties’ certification papers.

17 **NOW THEREFORE, IT IS HEREBY STIPULATED** by the Parties herein, through
18 their counsel of record, as follows:

19 (1) Plaintiff shall file her Motions to Quash the Employment Records Subpoenas on
20 or before Friday, July 23, 2010, Defendant shall file its opposition to the Motions to Quash on or
21 before July 30, 2010, and Plaintiff shall file her Reply on or before August 4, 2010.

22 (2) The Motions to Quash shall be heard on August 11, 2010, at 10:30 a.m., or on a
23 date or time as soon thereafter as convenient for the Court. If, for the convenience of the Court,
24

1 the Motions to Quash cannot be heard on August 11, 2010 due to the Court's docket, the parties
2 agree to telephonic appearances on any other available hearing date and if the Court finds oral
3 arguments helpful and necessary to the disposition of said Motions.

4 (3) The date for production of the documents requested in the subpoenas to Radio
5 Shack Corporation, Macy's Inc., and Pinkberry Inc. shall be stayed pending the Court's order on
6 Plaintiff's Motions to Quash, provided that Plaintiff files her Motions to Quash on or before July
7 23, 2010.

8 (4) The Parties shall jointly notify the recipients of the Employment Records
9 Subpoenas immediately following the Court's issuance of its Order on the Motions to Quash. To
10 the extent Plaintiff fails to file her Motions to Quash on or before July 23, 2010, Vector shall
11 inform the recipients of the Employment Records Subpoenas of their duty to timely comply with
12 the validly issued subpoenas given Plaintiff's non-compliance with this Joint Stipulation and
13 Order.

14 Dated: July 16, 2010

MARLIN & SALTZMAN

15 By: _____ /S/
16 Christina A. Humphrey, Esq.
17 Attorneys for Plaintiff

18 Dated: July 16, 2010

REED SMITH, LLP

19 By: _____ /S/
20 Roxanne M. Wilson, Esq.
21 Attorneys for Defendant

22 I, Christina A. Humphrey, attest that I have obtained concurrence from Roxanne M.
23 Wilson in the filing of this Stipulation. See N.D. Cal. General Order 45 § 10(B).

1 **GOOD CAUSE APPEARING, IT IS SO ORDERED, that:**

2 (1) Plaintiff shall file her Motions to Quash the Employment Subpoenas on or before
3 Friday, July 23, 2010;

4 (2) Defendant shall file its opposition to the Motions to Quash on or before July 30,
5 2010;

6 (3) Plaintiff shall her reply in support of the Motions to Quash on or before August 4,
7 2010;

8 (4) The hearing on the Motions to Quash shall be set for August 11, 2010 or as soon
9 thereafter as may be convenient for the Court.

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11 DATED: _____
12 7/19/10
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